

Atty. Dkt. No. 037145-3101

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow. Claims 1, 9, 10, 15, 16, 18, 19, and 21 - 24 are currently being amended. This amendment changes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

The examiner has objected to claims 1, 9, 15, 18, 23, and 24. Claims 1, 9, 15, and 18 stand rejected under 35 U.S.C. §112, first paragraph. Claims 1, 9, 15 and 18 stand rejected under 35 U.S.C. §102(e) as being anticipated by Gupta and claims 21 and 22 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Gupta. Applicant respectfully traverses this rejection.

The examiner requested that claims 1, 9, 15, 18, 23, and 24 be amended to correct certain "informalities." The examiner has also rejected claims 1, 9, 15, and 18 under 35 U.S.C. §112, first paragraph. However, Applicant believes that many of the examiner's objections and the examiner's 112 rejection are based on a misreading of the claims. For example, the examiner argues that claims 1, 9, 15, and 18 recite "retransmitting all of the requested data." Applicant believes the examiner understands this to mean that all of the data originally sent via the point-to-multipoint session is resent. This reading of the claims is incorrect. Instead, claims 1, 9, 15, and 18 claim retransmitting the all data that was not received but was expected. This is the "requested data" recited in the claims. Applicant has amended the claims to address the misunderstanding. As such, Applicant has not accepted the examiner's proposed claim amendments to claim 23, line 6 (1st suggested amendment), claim 1, line 7 (2nd suggested amendment), claim 15, line 10 (6th suggested amendment), claim 18, lines 6 and 7 (7th and 8th suggested amendments), and claim 23, line 10 (9th suggested amendment). Applicant has accepted the examiner's suggested amendments to claim 9, lines 1 and 2 (3rd suggested amendment), claim 9, lines 3 and 5 (4th and 5th suggested amendments) and claim 24, lines 3 and 5 (10th and 11th suggested amendments).